



16310 U.S. PTO

ATTORNEY DOCKET
064198.0191

PATENT APPLICATION

22390 U.S. PTO
10/777877



1

APPLICATION FOR U.S. PATENT UNDER 37 C.F.R. § 1.53(b)
TRANSMITTAL FORM

Box Patent Application
ASSISTANT COMMISSIONER FOR PATENTS
Washington, D.C. 20231

Sir:

Transmitted herewith for filing is the continuation
patent application of:

Inventor(s) or Application Identifier:

John M. Martin and Hisao M. Chang

Entitled: METHOD AND SYSTEM FOR AN AUTOMATED DEPARTURE
STRATEGY

Enclosed are:

1. ☒ Fee Transmittal Form
2. ☒ Specification (57 Total Pages)
3. ☒ Drawing(s) (7 Total Sheet(s) of Formal Drawings)
4. ☒ Combined Declaration and Power of
Attorney (3 Total Pages)
☐ Newly executed (original or copy)
☒ Copy from a prior application
(for continuation/divisional only)
5. ☐ Priority of foreign Application No. _____,
filed on _____ is claimed under 35 U.S.C.
§ 119.
☐ A certified copy is attached
☐ A certified copy was filed in prior Application
Serial No. _____, filed _____.
6. ☐ An Assignment of the invention to _____ is attached.
A separate cover sheet in compliance with 37 C.F.R. § 3.28 and
§ 3.31 is included with an Assignment recordal fee of
\$____ pursuant to 37 C.F.R. § 1.21(h).

[X] The prior application is assigned of record to SBC Properties, L.P., at Reel 013453, Frame 0640 in the U.S. Patent and Trademark Office records, and was recorded on October 31, 2002.

7. [X] Information Disclosure Statement (IDS) and PTO-1449 (3 TOTAL PAGES)
[] Copies of IDS Citations.
[X] Pursuant to 37 C.F.R. § 1.98(d), copies of these references are not being furnished.
8. [X] Certificate of Mailing
9. [X] Return Receipt Postcard
10. Applicant is:
[X] Large Entity
[X] Small Entity
[] Small Entity Statement enclosed
[] Small Entity Statement filed in prior application.
Status still proper and desired.
13. The accompanying application is:
[] Original
[X] Continuation
[] Divisional
[] Continuation-In-Part (CIP)

Prior Application No.: 10/285,112
Filed: October 31, 2002
Examiner: Gerald Gauthier
Group/Art Unit: 2645

which is co-pending with:

Application No.: 10/285,597
Filed: October 31, 2002

(For Continuation or Divisional Applications only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5 above, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.)

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PATENT APPLICATION


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CLAIMS AS FILED IN THE APPLICATION, LESS ANY CLAIMS CANCELLED
BY PRELIMINARY AMENDMENT OR ADDED BY PRELIMINARY AMENDMENT

| FEE CALCULATION | | | | | FEE |
|--------------------|--------|--------|-----------------|----------|-----------|
| | Number | | Number Extra | Rate | Basic Fee |
| | | | | | \$770.00 |
| Total Claims: | 20 | - 20 = | 0 | X \$18 = | \$ 0.00 |
| Independent Claims | 3 | - 3 = | 0 | X \$86 = | \$ 0.00 |
| TOTAL FILING FEE = | | | | | \$770.00 |

15. [X] Enclosed is a check in the amount of \$770.00 to satisfy filing fee requirements under 37 C.F.R. § 1.16. Please charge any additional fees or credit any overpayment to Deposit Account No. 50-2148 of BAKER BOTTS L.L.P.

Respectfully submitted,
BAKER BOTTS L.L.P.
Attorneys for Applicants



Brian A. Dietzel
Reg. No. 44,656

Date: February 12, 2004

Correspondence Address:

X Customer Number or Bar Code Label **31625**

BAKER BOTTS LLP**FEE TRANSMITTAL
for FY 2004**

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT

(\$ 770

Complete if Known

| | |
|----------------------|-------------------|
| Application Number | unknown |
| Filing Date | February 12, 2004 |
| First Named Inventor | John M. Martin |
| Examiner Name | unknown |
| Group Art Unit | unknown |
| Attorney Docket No. | 064198.0191 |

METHOD OF PAYMENT

1. ☐ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit
Account
Number

50-2148

Deposit
Account
Name

Baker Botts LLP

- ☒ Charge Any Additional Fee Required
Under 37 CFR 1.16 and 1.17

- ☐ Applicant claims small entity status.
See 37 CFR 1.27

2. ☒ **Payment Enclosed:**

- ☒ Check ☐ Credit card ☐ Money
Order ☐ Other

FEE CALCULATION**1. BASIC FILING FEE**

Large Entity Small Entity

| Fee (\$) | Fee (\$) | Fee Description | Fee Paid |
|----------|----------|------------------------|----------|
| 770 | 385 | Utility filing fee | 770 |
| 330 | 165 | Design filing fee | |
| 510 | 255 | Plant filing fee | |
| 740 | 370 | Reissue filing fee | |
| 160 | 80 | Provisional filing fee | |

SUBTOTAL (1) (\$ 770**2. EXTRA CLAIM FEES**

| Total Claims | Extra Claims | Fee from below | Fee Paid |
|--------------------|--------------|----------------|----------|
| 20 | 20 - 0 = 0 | 18 | 0 |
| 3 | 3 - 0 = 0 | 86 | 0 |
| Multiple Dependent | | | |

Large Entity Small Entity

| Fee (\$) | Fee (\$) | Fee Description |
|----------|----------|--|
| 18 | 9 | Claims in excess of 20 |
| 86 | 43 | Independent claims in excess of 3 |
| 280 | 140 | Multiple dependent claim, if not paid |
| 84 | 42 | ** Reissue independent claims over original patent |
| 18 | 9 | ** Reissue claims in excess of 20 and over original patent |

SUBTOTAL (2)

(\$ 0

*or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

| Large Entity Fee (\$) | Small Entity Fee (\$) | Fee Description | Fee Paid |
|-----------------------|-----------------------|--|----------|
| 130 | 65 | Surcharge - late filing fee or oath | |
| 50 | 25 | Surcharge - late provisional filing fee or cover sheet | |
| 130 | 130 | Non-English specification | |
| 2,520 | 2,520 | For filing a request for <i>ex parte</i> reexamination | |
| 920* | 920* | Requesting publication of SIR prior to Examiner action | |
| 1,840* | 1,840* | Requesting publication of SIR after Examiner action | |
| 110 | 55 | Extension for reply within first month | |
| 400 | 200 | Extension for reply within second month | |
| 920 | 460 | Extension for reply within third month | |
| 1,440 | 720 | Extension for reply within fourth month | |
| 1,960 | 980 | Extension for reply within fifth month | |
| 320 | 160 | Notice of Appeal | |
| 320 | 160 | Filing a brief in support of an appeal | |
| 280 | 140 | Request for oral hearing | |
| 1,510 | 1,510 | Petition to institute a public use proceeding | |
| 110 | 55 | Petition to revive - unavoidable | |
| 1,280 | 640 | Petition to revive - unintentional | |
| 1,280 | 640 | Utility issue fee (or reissue) | |
| 460 | 230 | Design issue fee | |
| 620 | 310 | Plant issue fee | |
| 130 | 130 | Petitions to the Commissioner | |
| 50 | 50 | Processing fee under 37 CFR 1.17(q) | |
| 180 | 180 | Submission of Information Disclosure Stmt | |
| 40 | 40 | Recording each patent assignment per property (times number of properties) | |
| 740 | 370 | Filing a submission after final rejection (37 CFR § 1.129(a)) | |
| 740 | 370 | For each additional invention to be examined (37 CFR § 1.129(b)) | |
| 740 | 370 | Request for Continued Examination (RCE) | |
| 900 | 900 | Request for expedited examination of a design application | |

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 0**SUBMITTED BY**

Name (Print/Type)

Brian A. Dietzel

Registration No.
(Attorney/Agent)

44,656

Complete (if applicable)

Telephone

512.322.2674

Signature

B. A. Dietzel

Date

February 12, 2004

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

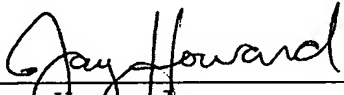
In re application of: John M. Martin and Hisao M. Chang
Filed: February 12, 2004
Title: METHOD AND SYSTEM FOR AN AUTOMATED
DEPARTURE STRATEGY

Mail Stop Patent Application
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

CERTIFICATE OF MAILING BY EXPRESS MAIL

I hereby certify that the attached Continuation Transmittal, Fee Transmittal, Continuation Patent Application, Declaration and Power of Attorney (from parent application), Formal Drawings (from parent application), Information Disclosure Statement and PTO Form 1449 Citation (without copies of references) are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on this 12th day of February, 2004, and is addressed to the Mail Stop Patent Application, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450



Jay Howard

Express Mail Receipt No.
EV352387773US
Attorney Docket
064198.0191